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## OFFICIAL COMMUNICATION

Atty Docket No. 085760-000000

Serial No.: 08/805,813

PTO FAX NO.: 1-703-308-4242  
ATTENTION: Examiner Nelson, A. (Art Unit 1649)

## FOR THE PERSONAL ATTENTION OF

Examiner Nelson

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following documents In re Application of **Mitsuhara et al.**, Serial No. 08/805,813, filed February 28, 2000, for **PATHOGEN-RESISTANT PLANTS AND METHODS FOR PRODUCTION THEREOF** are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Number of pages being transmitted, including this page: 15

Dated: February 28, 2000

  
Jennifer K. Hardin

Dear Examiner Nelson:

Enclosed are the following documents:

1. Amendment Transmittal
2. Amendment with Appendix
3. Copy of CPA application transmittal

Respectfully submitted,

  
Kathleen L. Choi  
Reg. No. 43,433

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I hereby certify that this correspondence is being faxed to Examiner Amy Nelson at Art Unit 1649 at:

703-308-4242

On

02/28/00

TOWNSEND and TOWNSEND and CREW LLP

By

Jennifer K. Hardin  
Jennifer K. Hardin

PATENT  
Attorney Docket No.: 85760-000000  
Client Reference No.: AR001us

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3/3/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mitsuhara *et al.*

Application No.: 08/805,813

Filed: February 26, 1997

For: PATHOGEN-RESISTANT  
PLANTS AND METHOD FOR  
PRODUCTION THEREOF

Examiner: Nelson, A.

Art Unit: 1649

AMENDMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Advisory Action mailed February 3, 2000, Applicants have filed a Continued Prosecution Application on February 23, 2000 in the above-referenced application. Applicants request reconsideration of the Continued Prosecution Application in view of the amendments and remarks that follow.

AMENDMENTS

IN THE CLAIMS:

Please amend claims 22, 27, 29, 30, 31 and 39 as follows without prejudice to subsequent renewal.